

A Report to the Montana Legislature

FINANCIAL-COMPLIANCE AUDIT

Montana Arts Council

For the Two Fiscal Years Ended June 30, 2007

September 2007

Legislative Audit Division

07-24

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FINANCIAL-COMPLIANCE AUDITS

Financial-compliance audits are conducted by the Legislative Audit Division to determine if an agency's financial operations are properly conducted, the financial reports are presented fairly, and the agency has complied with applicable laws and regulations. In performing the audit work, the audit staff uses standards set forth by the American Institute of Certified Public Accountants and the United States Government Accountability Office. Financial-compliance audit staff members hold degrees with an emphasis in accounting. Most staff members hold Certified Public Accountant (CPA) certificates.

Government Auditing Standards, the Single Audit Act Amendments of 1996 and OMB Circular A-133 require the auditor to issue certain financial, internal control, and compliance reports. This individual agency audit report is not intended to comply with these reporting requirements and is therefore not intended for distribution to federal grantor agencies. The Legislative Audit Division issues a statewide biennial Single Audit Report which complies with the above reporting requirements. The Single Audit Report for the two fiscal years ended June 30, 2007, will be issued by March 31, 2008. The Single Audit Report for the two fiscal years ended June 30, 2005, was issued on March 6, 2006. Copies of the Single Audit Report can be obtained by contacting:

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LEGISLATIVE AUDIT DIVISION

Scott A. Seacat, Legislative Auditor Tori Hunthausen, Chief Deputy Legislative Auditor



Deputy Legislative Auditors: James Gillett Angie Grove

September 2007

The Legislative Audit Committee of the Montana State Legislature:

This is our financial-compliance audit report on the Montana Arts Council (council) for the two fiscal years ended June 30, 2007. The objectives of our audit included determining whether the council's financial schedules present fairly its results of operations and changes in fund balance for each of the fiscal years ended June 30, 2007, and June 30, 2006, assessing the council's compliance with applicable state laws and regulations, and obtaining an understanding of the council's control system, and if appropriate, making recommendations for improvement.

The Montana Arts Council consists of 15 members who are appointed by the governor, confirmed by the Senate, and serve staggered five-year terms. The council is authorized to accept gifts and donations to carry out the functions of the council, and is designated as the official agency of the state to receive and disburse funds made available by the National Endowment for the Arts. The council is responsible for the governance, management, and control of staff hired to perform its mission. The council's duties are to:

- 1. Encourage the study and presentation of the arts statewide.
- 2. Stimulate public interest and participation in the arts.
- 3. Cooperate with public and private institutions engaged in cultural and aesthetic activities.
- 4. Foster public interest in the cultural heritage of Montana and expand the state's cultural resources.
- 5. Encourage and assist freedom of artistic expression.

Programs such as Artists in Schools/Communities, Governor's Awards for the Arts, and Montana Folklife are designed to expose Montanans to their artistic and cultural heritage. Grants, fellowships, technical assistance, and networking efforts help support both individual artists, and art and cultural organizations.

The council receives federal grants from the National Endowment for the Arts, investment earnings from the Cultural Trust Fund, Percent for Arts allocations from appropriations for construction of state buildings, private grants, and General Fund appropriations to fund its operations.

Cultural and Aesthetic (C&A) grants are available to cultural organizations, and units of state, local, and tribal governments. The council provides support for the C&A project advisory committee in reviewing grant applications. The advisory committee recommends a prioritized grant list to the legislature for

funding. The legislature determines which organizations will receive grants, and the council awards the money as specified by the legislature. The 59th Legislature approved funding of approximately \$792,925 for cultural and aesthetic projects in the biennium ending June 30, 2007.

This report does not contain any recommendations to the council. The prior financial-compliance audit report, issued for the two fiscal years ended June 30, 2005, contained three recommendations. The council implemented the recommendations.

Beginning on page A-1, you will find the Independent Auditor's Report followed by the financial schedules and accompanying notes. We issued an unqualified opinion, which means the reader can rely on the presented information. The council's response to this report is included on page B-1.

Respectfully submitted,

/s/ Scott A. Seacat

Scott A. Seacat Legislative Auditor

APPOINTED AND ADMINISTRATIVE OFFICIALS

Montana Arts Council		<u>Ter</u>	m Expires	
	Jackie Parsons (Chair)	Browning	2008	
	Tim Holmes	Helena	2010	
	Rob Quist	Kalispell	2010	
	Kevin Red Star	Roberts	2010	
	Mary O. Crippen	Billings	2007	
	Dee Heltne	Havre	2007	
	John Dudis	Kalispell	2007	
	Betti Hill	Helena	2008	
	Kathleen Schlepp	Miles City	2008	
	Ann Cogswell	Great Falls	2008	
	Rick Halmes	Billings	2008	
	Neal Lewing	Polson	2007	
	Youpa Stein	Missoula	2010	
	Wilbur Wood	Roundup	2010	
	Cynthia Andrus	Bozeman	2007	
Administrative Officials	Arlynn Fishbaugh, Executive D	irector		
	Carleen Layne, Accountant			
	For additional information concerning the Montana Arts Council, contact:			
	Carleen Layne Accountant Montana Arts Council 316 North Park Avenue, Suite 2: Helena MT 59620-2201 (406) 444-6489 E-mail: clayne@mt.gov	52		

Scott A. Seacat, Legislative Auditor Tori Hunthausen, Chief Deputy Legislative Auditor



Deputy Legislative Auditors: James Gillett Angie Grove

INDEPENDENT AUDITOR'S REPORT

The Legislative Audit Committee of the Montana State Legislature:

We have audited the accompanying Schedules of Changes in Fund Balances, Schedules of Total Revenues & Transfers-In, and Schedules of Total Expenditures & Transfers-Out of the Montana Arts Council for each of the fiscal years ended June 30, 2007, and 2006. The information contained in these financial schedules is the responsibility of the council's management. Our responsibility is to express an opinion on these financial schedules based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial schedules are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial schedules. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial schedule presentation. We believe that our audit provides a reasonable basis for our opinion.

As described in note 1, the financial schedules are presented on a comprehensive basis of accounting other than accounting principles generally accepted in the United States of America. The schedules are not intended to be a complete presentation and disclosure of the council's assets and liabilities.

In our opinion, the financial schedules referred to above present fairly, in all material respects, the results of operations and changes in fund balances of the Montana Arts Council for each of the fiscal years ended June 30, 2007, and 2006, in conformity with the basis of accounting described in note 1.

Respectfully submitted,

/s/ James Gillett

James Gillett, CPA Deputy Legislative Auditor

September 11, 2007

MONTANA ARTS COUNCIL SCHEDULE OF CHANGES IN FUND BALANCES FOR THE FISCAL YEAR ENDED JUNE 30, 2007

Permanent Fund \$ 8,317,096	553,502 248,901 802,403	515,698 515,698	\$ 8,603,801
Federal Special Revenue Fund	618,876	618,876	9
State Special Revenue Fund \$ 7,050	557,273 15,042 38,084 610,399	665,946 6,891 672,837	\$ (55,388)
General Fund \$ (35,562)	133 420,687 420,820	417,002 (38) 416,964	\$ (31,706)
FUND BALANCE: July 1, 2006	ADDITIONS Budgeted Revenues & Transfers-In Nonbudgeted Revenues & Transfers-In Direct Entries to Fund Balance Total Additions	REDUCTIONS Budgeted Expenditures & Transfers-Out Nonbudgeted Expenditures & Transfers-Out Total Reductions	FUND BALANCE: June 30, 2007

This schedule is prepared from the Statewide Accounting, Budgeting, and Human Resources System (SABHRS) without adjustment. Additional information is provided in the notes to the financial schedules beginning on page A-9.

SCHEDULE OF CHANGES IN FUND BALANCES FOR THE FISCAL YEAR ENDED JUNE 30, 2006

General Fund	State Special Revenue Fund	Federal Special Revenue Fund	Permanent Fund
\$ (9,594)	\$ 15,349	\$	\$ 5,064,626
	592,315	578,120	
123	42,919		3,475,318
483,898	(1,211)		224,192
484,021	634,023	578,120	3,699,510
510,020	601,602	578,338	
(30)	42,862		447,040
	(2,142)	(218)	
509,989	642,322	578,120	447,040
\$ (35,562)	\$ 7,050	O &	\$ 8,317,096
	General Fund 123 123 123 123 123 123 123 123 123 123	State Sp	State Special Federal Special Revenue Fund Revenue Fund 15,349 \$

This schedule is prepared from the Statewide Accounting, Budgeting, and Human Resources System (SABHRS) without adjustment. Additional information is provided in the notes to the financial schedules beginning on page A-9.

MONTANA ARTS COUNCIL SCHEDULE OF TOTAL REVENUES & TRANSFERS-IN FOR THE FISCAL YEAR ENDED JUNE 30, 2007

cial Federal Special Permanent -und Revenue Fund Total	€9	1,425 \$ 553,502 554,927 1,574 1,574 1,574 10,088 10,088 55,699 \$ 618,876 618,876	618,876 553,502 1. 618,876 0 1. 553,502 1. 553,502 1. 554,900 1.	(40,000) (22,630) (22,630) (23,976 (67,630) (23,976 (67,630) (23,976 (67,630) (23,976 (78,630) (23,976 (48,523)	
State Special Revenue Fund	ິຕ໌. ອ	1,425 1,574 10,088 555,699	572,315 15,042 557,273 619,903 \$	\$ (40)	
General Fund	\$ 133		133 133 0 9,869 \$ (9,869)	(9,834)	Ш
TOTAL REVENILES & TRANSEERS.IN BY CLASS	Taxes The control of	Investment Eamings Sale of Documents, Merchandise and Property Grants, Contracts, Donations and Abandonments Other Financing Sources	Total Revenues & Transfers-In Less: Nonbudgeted Revenues & Transfers-In Actual Budgeted Revenues & Transfers-In Estimated Revenues & Transfers-In Budgeted Revenues & Transfers-In Over (Under) Estimated	BUDGETED REVENUES & TRANSFERS-IN OVER (UNDER) ESTIMATED BY CLASS Taxes Charges for Services Grants, Contracts, Donations and Abandonments Other Financing Sources Federal Budgeted Revenues & Transfers-In Over (Under) Estimated	Daugated Navelides & Hallstels-III Over (Olide) Fishingted

This schedule is prepared from the Statewide Accounting, Budgeting, and Human Resources System (SABHRS) without adjustment. Additional information is provided in the notes to the financial schedules beginning on page A-9.

MONTANA ARTS COUNCIL SCHEDULE OF TOTAL REVENUES & TRANSFERS-IN FOR THE FISCAL YEAR ENDED JUNE 30, 2006

	General Fund	State Special Revenue Fund	Federal Special Revenue Fund	al Permanent Id Fund	Total
TOTAL REVENUES & TRANSFERS-IN BY CLASS Taxes	\$ 123	\$			\$ 174
Charges for Services					4.500
Investment Earnings		2,146		\$ 62,818	64,964
Grants, Contracts, Donations and Abandonments		61,222			61,222
Other Financing Sources		567,315		3,412,500	3,979,815
Federal			\$ 578,120	0	578,120
Total Revenues & Transfers-In	123	635,234	578,120	3,475,318	4,688,795
Less: Nonbudgeted Revenues & Transfers-In	123	42,919		3,475,318	3,518,360
Actual Budgeted Revenues & Transfers-In	0	592,315	578,120	0	1,170,435
Estimated Revenues & Transfers-In	9,813	705,350	602,900	0	1,318,063
Budgeted Revenues & Transfers-In Over (Under) Estimated	\$ (9,813)	\$ (113,035)	\$ (24,780)	0 \$ (0)	\$ (147,628)
BUDGETED REVENUES & TRANSFERS-IN OVER (UNDER) ESTIMATED BY CLASS Taxes Charges for Sanitose	\$ (35)				\$ (35)
Grants, Contracts, Donations and Abandonments Other Financing Sources		\$ (45,000) (68,035)			(5,775) (45,000) (68,035)
Federal Budgeted Revenues & Transfers-In Over (Under) Estimated	\$ (9,813)	\$ (113,035)	\$ (24,780)	0 \$ (0)	(24,780) \$ (147,628)

This schedule is prepared from the Statewide Accounting, Budgeting, and Human Resources System (SABHRS) without adjustment. Additional information is provided in the notes to the financial schedules beginning on page A-9.

MONTANA ARTS COUNCIL SCHEDULE OF TOTAL EXPENDITURES & TRANSFERS-OUT FOR THE FISCAL YEAR ENDED JUNE 30, 2007

DDOCDAM (ODC) EVDENDITUDES & TDANSEEDS OUT		Promotion of the Arts
PROGRAM (ORG) EXPENDITURES & TRANSFERS-OUT		
Personal Services Salaries Other Compensation Employee Benefits Total	\$	380,612 3,250 105,717 489,579
Operating Expenses Other Services Supplies & Materials Communications Travel Rent Repair & Maintenance Other Expenses Total		132,405 28,289 39,251 45,440 25,568 251 12,357 283,561
Grants From State Sources From Federal Sources Total		577,904 357,558 935,462
Transfers Accounting Entity Transfers Total		515,773 515,773
Total Expenditures & Transfers-Out	\$	2,224,375
EXPENDITURES & TRANSFERS-OUT BY FUND		
General Fund State Special Revenue Fund Federal Special Revenue Fund Permanent Fund Total Expenditures & Transfers-Out Less: Nonbudgeted Expenditures & Transfers-Out Actual Budgeted Expenditures & Transfers-Out Budget Authority Unspent Budget Authority	\$	416,964 672,837 618,876 515,698 2,224,375 522,551 1,701,824 1,776,679 74,855
UNSPENT BUDGET AUTHORITY BY FUND		
State Special Revenue Fund Federal Special Revenue Fund Unspent Budget Authority	\$ \$	14,057 60,798 74,855

This schedule is prepared from the Statewide Accounting, Budgeting, and Human Resources System (SABHRS) without adjustment. Additional information is provided in the notes to the financial schedules beginning on page A-9.

MONTANA ARTS COUNCIL SCHEDULE OF TOTAL EXPENDITURES & TRANSFERS-OUT FOR THE FISCAL YEAR ENDED JUNE 30, 2006

PROGRAM (ORG) EXPENDITURES & TRANSFERS-OUT	-	Promotion of the Arts
PROGRAM (ORG) EXPENDITORES & TRANSI ERS-001		
Personal Services Salaries Other Compensation Employee Benefits Total	\$	355,229 4,600 102,280 462,109
Operating Expenses Other Services Supplies & Materials Communications Travel Rent Repair & Maintenance Other Expenses Total		152,993 35,645 33,653 50,894 23,902 121 15,154 312,362
Grants From State Sources From Federal Sources From Other Sources Total	•	479,153 348,757 27,775 855,685
Transfers Accounting Entity Transfers Total	-	547,315 547,315
Total Expenditures & Transfers-Out	\$	2,177,471
EXPENDITURES & TRANSFERS-OUT BY FUND		
General Fund State Special Revenue Fund Federal Special Revenue Fund Permanent Fund	\$	509,989 642,322 578,120 447,040
Total Expenditures & Transfers-Out Less: Nonbudgeted Expenditures & Transfers-Out Prior Year Expenditures & Transfers-Out Adjustments Actual Budgeted Expenditures & Transfers-Out	3 .	2,177,471 489,872 (2,361) 1,689,960
Budget Authority Unspent Budget Authority	\$	2,193,492 503,532
UNSPENT BUDGET AUTHORITY BY FUND		
General Fund State Special Revenue Fund Federal Special Revenue Fund Unspent Budget Authority	\$	5,349 446,719 51,464 503,532

This schedule is prepared from the Statewide Accounting, Budgeting, and Human Resources System (SABHRS) without adjustment. Additional information is provided in the notes to the financial schedules beginning on page A-9.

Montana Arts Council Notes to the Financial Schedules For the Two Fiscal Years Ended June 30, 2007

1. Summary of Significant Accounting Policies

Basis of Accounting

The council uses the modified accrual basis of accounting, as defined by state accounting policy, for its Governmental fund category (General, State Special Revenue, Federal Special Revenue, and Permanent Funds). In applying the modified accrual basis, the council records:

- Revenues when it receives cash or when receipts are realizable, measurable, earned, and available to pay current period liabilities.
- Expenditures for valid obligations when the department incurs the related liability and it is measurable, with the exception of the cost of employees' annual and sick leave. State accounting policy requires the council to record the cost of employees' annual leave and sick leave when used or paid.

Expenditures may include: entire budgeted service contracts even though the council receives the services in a subsequent fiscal year; goods ordered with a purchase order before fiscal year-end, but not received as of fiscal year-end; and equipment ordered with a purchase order before fiscal year-end.

Basis of Presentation

The financial schedule format is in accordance with the policy of the Legislative Audit Committee. The financial schedules are prepared from the transactions posted to the state's accounting system without adjustment.

The council uses the following funds:

Governmental Fund Category

- General Fund to account for all financial resources except those required to be accounted for in another fund.
- State Special Revenue Fund to account for proceeds of specific revenue sources that are legally restricted to expenditures for specific purposes. Council State Special Revenue Funds include the Cultural and Aesthetic Projects and Percent for Art.
- Federal Special Revenue Fund to account for federal funds received by the council from the National Endowment for the Arts.

Permanent Fund - to account for financial resources that are legally restricted
to the extent that only earnings, and not principal, may be used for purposes that
support the council's programs. The council uses this fund for the Cultural and
Aesthetic Trust Fund and Sigerson Fellowship Exhibit.

2. General Fund Balance

The negative fund balance in the General Fund does not indicate overspent appropriation authority. The council has authority to pay obligations from the statewide General Fund within its appropriation limits. The council expends cash or other assets from the statewide fund when it pays General Fund obligations. The council's outstanding liabilities exceed the assets it has placed in the fund, resulting in negative ending General Fund balances for each of the two fiscal years ended June 30, 2007, and June 30, 2006.

3. Direct Entries to Fund Balance

Direct entries to fund balances in the General, State Special Revenue, and Permanent Funds include entries generated by SABHRS to reflect the flow of resources within individual funds shared by separate agencies.

MONTANA ARTS COUNCIL

Boosting local economies, revitalizing communities and improving education through the arts



BRIAN SCHWEITZER GOVERNOR 316 NORTH PARK AVENUE CITY-COUNTY BUILDING, ROOM 252

STATE OF MONTANA

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September 25, 2007

TO:

Scott Seacat

Legislative Auditor

RECEIVED

SEP 2 6 2007

LEGISLATIVE AUDIT DIV.

FROM:

Arlynn Fishbaugh

Executive Director

RE: Agency response for 2006-2007 audit

The Montana Arts Council is thrilled with the results of the financial compliance audit for our agency for fiscal years 2006 and 2007.

Our accountant, Carleen Layne, and her assistant, Kristin Han-Burgoyne, deserve special praise for their attention to detail, thoroughness and the excellent manner in which they perform their respective duties that helped produce this unqualified audit with no recommendations.

Your staff was, as usual, courteous, efficient and always professional. We especially appreciate their willingness to understand the operations and intricacies of our very small agency. We always appreciate the opportunity to be more efficient and effective in our overall operations. We do use these audits as learning experiences and always continue to improve our practices at the agency.

Once again, we are so pleased by the results.